

**B. F. Jones Memorial Library
Aliquippa District Library Center
663 Franklin Avenue
Aliquippa, PA 15001
724-375-2900
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Listed on the
National Register of Historic Places

Mary Elizabeth Colombo, Director

APPEAL LETTER

CC DOCKET NO. 02-6 and 96-45

**January 4, 2006
ELECTRONICALLY**

FILED

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**FCC - Office of the Secretary
445 12th Street SW
Washington, DC 20554**

Administrator's Decision on Appeal: November 17 2005

RE: 470 Application: 570240000514837

RE: 471 Application 462310

RN: 1270655

Funding Year 2005: 07/01/2005 - 06/30/2006

Billed Entity Number: 125138

Billed Entity FCC RN 001190894

Funding Decision Letter: August 17, 2005

**Contact Person: Mary Elizabeth Colombo, Director
724-375-2900 (phone)
724-375-3274 (fax)
mecolombo@beavercountypa.gov**

We are requesting that you review these facts and grant our appeal for funding:

- 470 was posted and certified requesting telecommunications services with 56K service and T-1 service. The 28-day waiting period was met before filing the 471.

- Conversations with PIA agent regarding 471 indicated a clerical error in checking the wrong box in Block 5 Category of Service
- Program rules allow for the correction of an incorrect category of service on the 471.
- Written request submitted to PIA to change Category of Service for FRN 1270615 and FRN 1270655 from Internet Access to Telecommunication.
- FRN 1270615 was changed by PIA as requested. FRN was funded
- FRN 1270655 was not changed by PIA. Funding was denied.

We believe that FRN 1270655 would have been funded if PIA had made the change as we requested.

ADDITIONAL INFORMATION:

Funding Commitment Decision Explanation: The 470 cited did not include service of this type; therefore it does not meet the 28 day competitive bidding requirement.

Appeal: The 470 # 570240000514837 included under Telecommunications a request for 56K service and T-1 Service. It was posted and certified on November 29,2004.

Appeal: 471 # 462310 was posted and certified on February 11, 2005. The allowable Vendor selection/Contract Date was 12/27/04. The required 28 day posting period was met.

The FRN's associated with this 471 are FRN: 1270615 (56K Service) and FRN: 1270655 (T-1) service.

Conversations with PIA representative Tim Curtin (973-599-6578) indicated that in the 471 Block 5 section the Category of Service Internet Access was inadvertently checked for both FRN's rather than Telecommunications.

On August 3, 2005 a letter was faxed to Tim Curtin (973-599-6578) of the PIA team regarding two FRN's (1270615 and 1270655) and requesting that the category of service be changed on the 471 from Internet to telecommunications. [A copy accompanies this appeal request]

The change was made for FRN# 1270615 (56K service). It was approved with the following explanation: "The category of service was changed from internet access to telecommunications in accordance with program rules."

The requested change for FRN# 1270655 (T-1 service) was not made by PIA as requested in the letter of August 3, 2005. The FRN was denied.

It is our belief that if the PIA would have made the correction to FRN 1270655 as requested and within program rules, the service would have been funded.

TO: Tim Curtin

Universal Service Administrative Company

FAX: 973-599-6578

Schools & Libraries Division

August 3, 2005

RE: Billed Entity 125138

App. # 462310

Upon further review of the 470 # 570240000514837 which is the establishing Form 470 for the 471 --[Frn# 1270615 and 1270655 I've noted that in error on the 471 - Internet was selected as the category of service. I am requesting that you change the category of service on the 471 from internet to telecom.

As reported in my fax of July 21, 2005 - these FRN's are requests for DIGITAL TRANSMISSION SERVICES, which is listed on page 6 of the List of Eligible Services List for Year 2005 as a telecommunications service.

Thank you for your assistance.

Should you require additional information, please contact me.

Mary Elizabeth Colombo, Director

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